

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,)
)
 v.)
) Cr. No. 09-10166-MLW
RICHARD W. McDONOUGH,)
Defendant.)

MEMORANDUM AND ORDER

WOLF, D.J.

October 19, 2016

On September 9, 2011, the court sentenced Salvatore DiMasi to eight years in prison and Richard McDonough to seven years in prison for conspiring to use DiMasi's office as the Speaker of the Massachusetts House of Representatives to commit extortion, mail fraud, and wire fraud. The court subsequently denied DiMasi and McDonough's motion for release pending appeal. See United States v. DiMasi, 817 F. Supp. 2d 9, 12 (D. Mass. 2011). Dimasi and McDonough each began serving his sentence on November 30, 2011. The First Circuit subsequently affirmed the convictions and the sentence imposed on each defendant. United States v. McDonough, 727 F.3d 143, 166 (1st Cir. 2013).

In McDonough's Presentence Report (the "PSR"), the Probation Officer wrote that McDonough told her that he had tried cocaine in the 1960's and that he had last used marijuana in the 1990s. See PSR, ¶107. In addition, the Probation Officer wrote that:

The defendant denies ever using any other controlled substances. He advises his use of alcohol, marijuana,

and cocaine has never been problematic and that he has never participated in, or needed any, substance abuse counseling.

PSR, ¶108. In view of this information, the court did not order drug treatment as a condition of McDonough's two-year period of Supervised Release.

On October 13, 2016, the government filed on behalf of the Director of the Bureau of Prisons (the "BOP") a motion to reduce DiMasi's sentence to time-served pursuant to 18 U.S.C. §3582(c)(1)(A)(i), based upon a reported deterioration of DiMasi's physical health and difficulty in functioning in prison (the "DiMasi Motion"). Without the motion, DiMasi's projected release date would be November 17, 2018.

The court assumed that McDonough would be released in about November 2017. However, while working on the DiMasi Motion, the court learned that the BOP had reduced McDonough's sentence because he had completed a 500 hour Residential Drug and Alcohol Abuse Program (the "RDAP"), released him to a Residential Re-entry Center in July 2016, and later placed him in home confinement until he completes his reduced sentence on January 3, 2017.

More specifically, the court consulted the Probation Office and reviewed the attached BOP May 18, 2016 Progress Report concerning McDonough (the "Progress Report"). It states that the BOP allowed McDonough to participate in the RDAP and then exercised its discretionary authority, under 18 U.S.C. §3621(e)(2)(B), to

reduce his sentence. See Progress Report at 8. Among other things, this raises the question of whether the court should conduct a hearing to determine if McDonough's conditions of Supervised Release should be modified to include drug treatment. See 18 U.S.C. §3583(e)(2); Fed. R. Crim. P. 32.1(c).

BOP regulations provide that to participate in the RDAP and be eligible for early release, "[i]nmates must have a verifiable substance use disorder." 28 C.F.R. §§550.53(b)(1), 550.55(a)(2). BOP policy requires that, when an inmate is being considered for the RDAP, a Drug Abuse Treatment Specialist must determine, among other things, "if . . . [t]here is documentation available to verify the inmate's use of specific drugs, including alcohol [and] [t]here is verification that can establish a pattern of substance abuse or dependence." Federal Bureau of Prisons, Program Statement 5330.11, Psychology Treatment Programs, §2.5.8(2) (March 16, 2009), https://www.bop.gov/policy/progstat/5330_011.pdf (the "RDAP Policy"). The RDAP Policy describes the type of documentation to be used to verify a purported pattern of substance abuse as follows:

Documentation to support a substance use disorder within the 12-month period before the inmate's arrest on his or her current offense[:] [D]ocumentation from a probation officer, parole officer, social service professional, etc., who has information that verifies the inmate's problem with substance(s) within the 12-month period before the inmate's arrest on his or her current offense[;] [d]ocumentation from a substance abuse treatment provider or medical provider who diagnosed and

treated the inmate for a substance abuse disorder within the 12-month period before the inmate's arrest on his or her current offense[; or] [m]ultiple convictions (two or more) for Driving Under the Influence (DUI) or Driving While Intoxicated (DWI) in the 5 years prior to his or her most recent arrest.

Id. If there is no verifying information in the inmate's PSR or other official documents, the burden is on the inmate to provide verifying documentation from a prior abuse treatment provider or a probation officer, parole officer, or social services professional before entering the RDAP program. Id. §2.5.8(3).

The BOP's application of the RDAP Policy has been described as follows:

Given the section 3621(e) incentive [to obtain a reduction in sentence], and to ferret out malingering, RDAP eligibility interviews entail difficult questions designed to determine whether admission is sought in good faith to obtain treatment, or simply to secure a quicker return home. Applicants are routinely asked when they learned about the program and the section 3621(e) credit, whether attorneys advised them to exaggerate treatment needs when meeting with probation, and the details of their drug or alcohol use (e.g., when, how often, where, with whom, others' awareness, etc.).

The BOP has historically placed primary reliance on a prisoner's self-reporting to the presentence report (PSR) writer. Whatever is contained in the PSR is presumptively valid, and any claim of a disorder that the PSR does not plainly substantiate is treated as suspect. That said, Program Statement 5330.11 confirms any prisoner's ability to validate the issue via "collateral documentation," including information from mental health or social service professionals "that verifies the inmate's problem with substance(s) within the 12-month period before the inmate's arrest on his or her current offense[.]" This independent information must have been developed contemporaneous to the

individual being seen and in connection to corresponding treatment

Alan Ellis and Todd Bussert, Looking at the BOP's Amended RDAP Rules, 26 Criminal Justice Magazine 3, Fall 2011, at 37, 38, available at http://www.americanbar.org/publications/criminal_justice_magazine_home/fall2011.html.

The BOP Progress Report states that McDonough told the BOP that he had used alcohol daily and cocaine weekly in the year prior to his arrest. See Progress Report at 8. However, the BOP had a PSR in which McDonough claimed to have not used drugs since the 1990's and asserted to have never needed drug treatment. In addition, the court did not recommend that McDonough receive drug treatment in prison.¹ Moreover, because McDonough was convicted of committing mail and wire fraud, among other things, the BOP had particular reason to be concerned about his credibility and, therefore, to insist on the usually required verification of his claims. However, the court is informed by Probation that the BOP did not communicate with it about the inconsistency between the PSR and McDonough's statements to the BOP or ask Probation whether there was any evidence to support McDonough's contention that he had a recent history of drug abuse. There is, therefore, a question concerning what, if any, documents and information the

¹ When sentencing a defendant the court recommends intensive drug treatment if such a recommendation is justified by the record. The BOP, however, often does not follow such recommendations.

BOP relied on in finding McDonough eligible for the RDAP and an eventual reduction in his sentence. Such documents and information are relevant to the supervision of McDonough when his sentence is complete.

The BOP transitional plan concerning McDonough also raises questions. The Progress Report states that McDonough "does not require any on-going treatment after release from custody." Id. Probation has informed the court that not recommending drug treatment as a condition of Supervised Release for a defendant who has completed the RDAP and had his sentence reduced by the BOP is very unusual, if not unprecedented in the District of Massachusetts. The court must have a full explanation to understand and evaluate the BOP's recommendation that McDonough not receive drug treatment while on Supervised Release.

In this case, the BOP reduced a sentence this court carefully considered and, for reasons fully explained, found to be necessary to serve the statutory purposes of sentencing. See Sept. 8 and 9, 2011 Transcript; 18 U.S.C. §3553(a). It appears that the BOP may have departed from its established policy and regular practices to do so. As indicated earlier, its finding that McDonough has a recent history of drug abuse raises, among other things, the issue of whether McDonough's conditions of Supervised Release should be revised to require that he participate in a drug treatment program when he is released from BOP custody.

The issues discussed in this Memorandum may raise questions for the BOP concerning the efficacy, if not integrity, of its procedures. The relevant facts may present issues for the Department of Justice as well. A knowing and willful material false statement to an official of the BOP is a crime under 18 U.S.C. §1001. See United States v. Davis, 8 F. 3d 923, 929 (2nd Cir. 1993). Such a statement to a Probation Officer may also be a crime. Compare United States v. Manning, 526 F. 3d 611, 621 (10th Cir. 2008) (holding that false statements made by a defendant to a probation officer during a presentence interview are a crime) with United States v. Horvath, 492 F 3d 1075, 1080 (9th Cir. 2007) (holding that such statements are protected by a statutory exemption to §1001 that protects statements "submitted by [a] party to a judge" in a judicial proceeding).

However, the court's immediate interest is in obtaining the documents and information on which the BOP relied in deciding to admit McDonough to the RDAP and to exercise its discretion to reduce his sentence, as well as being informed of the BOP's reasoning in deciding that McDonough does not require drug treatment after his release from BOP custody. Once again, this information will be important to the court in considering whether McDonough's conditions of Supervised Release should be modified and to Probation in supervising him.

In view of the foregoing, including the court's responsibility to assure that McDonough's conditions of supervised release are appropriate, it is hereby ORDERED that the Director of the Bureau of Prisons, or his fully informed designee, shall, by October 27, 2016, file for the public record one or more affidavits, related documents, and a memorandum addressing at least the issues discussed in this Memorandum and Order. These issues include, but are not limited to: any efforts the BOP made to verify McDonough's claim that he had a recent history of drug abuse; the reasons the BOP put McDonough in the RDAP; the record on which that decision was based; the reasons the BOP reduced McDonough's sentence; the record on which that decision was made; the reasons that the BOP found that McDonough does not require ongoing treatment; and the record on which that decision was made.


UNITED STATES DISTRICT JUDGE

Department of Justice

INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

Progress Report: 05-18-2016



Name:
Register Number:
Security/Custody:
Projected Release:

MCDONOUGH, RICHARD
W
27368-038
MINIMUM/OUT
01-03-2017 / 3621E CMPL

Institution:
Telephone:
Fax:

MORGANTOWN FCI
P.O. BOX 1000
MORGANTOWN, WV
26507
(304) 296-4416
700-285-9000

Next Review Date: 07-12-2016
Next Custody Review Date: 06-04-2016
Age/DOB/Sex: 70 [REDACTED] 1945 / M
CIM Status: Y
If yes, reconciled: Y

Driver's License/State:
FBI Number:
SSN:
DCDC Number:
INS Number:
PDID Number:
Other IDs:

Release Residence: Judith McDonough, Wife

Release Employer: [Name]
[Address]
[POC]

Telephone:

Contact
Telephone:

Primary Emergency Contact: Judith McDonough, Wife

Secondary Emergency
Contact:

Telephone:

Telephone:

Mentor Information:

Controlling Sentence Information:

Offense(s)/Violator Offenses	Sentence	Sentencing Procedure	Supervision Term
18:371 CONSPIRACY(CT1) 18:1341;1346 HONEST SERVICES MAIL FRAUD(CTS2,3,6,7,8)	84 MONTHS	3559 PLRA SENTENCE	24 MONTHS

Other Current Offenses:

NONE

Controlling Sentence Began	Time Served/Jail Credit/Inoperative Time	Days GCT/EGT/SGT	Days FSGT/WSGT/DGCT	Parole Status
11-30-2011	4 YEARS 5 MONTHS 20 DAYS / 1 / 0	329 / 0 / 0	0 / 0 / 0	Hearing Date: NOT ENTERED Hearing Type: Last USPC Action:

Detainers: N

Special Parole Term: NOT ENTERED

Pending Charges: None known

Cim Status: Y

Cim Reconciled: Y

Financial Responsibility	Imposed	Balance	Case No./Court of Jurisdiction	Assgn/Schedule Payment
ASSESSMENT USDC	\$600.00	\$0.00	1: 09 CR 10166 - 003 / FMA	FINANC RESP-PARTICIPATES \$50.00 MONTHLY
FINE USDC	\$50000.00	\$48675.00	1: 09 CR 10166 - 003 / FMA	

Financial Plan
Active: Y
Financial Plan Date: 05-14-2015
Comm Dep-6 mos: \$2052.96
Commissary
Balance: \$4.71

Payments

Commensurate: Y

Department of Justice

INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRESS REPORT: 05-18-2016

Missed: N

Judicial Recommendations: N/A / N/A / N/A

Special Conditions of Supervision: Full Financial Disclosure; Shall not incur or open additional lines of credit without approval of USPO; Shall pay the fine imposed and any remaining balance

USPO Sentencing: Chris Maloney, Chief
Massachusetts Probation Office
John Joseph Moakley United States Courthouse
One Courthouse Way Room 1200
Boston, MA 02210-3002
Phone/Fax: 617-748-4200 / 617-748-9185

USPO Relocation: [POC]
[District]
[Street Address/Suite]
[City], [State] [Zip]
Phone/Fax: [Phone] / [Fax]

Subject to 18 U.S.C. 4042(B) Notification: N DNA Required: Y - 11-30-2011
Subject to Sex Offender Notifications: N
Treaty Transfer Case: N

Profile Comments: None

EDUCATION DATA				
Facility	Assignment	Description	Start Date	Stop Date
MRG	GED HAS	COMPLETED GED OR HS DIPLOMA	01-13-2012	CURRENT
MRG	ESL HAS	ENGLISH PROFICIENT	12-02-2011	CURRENT
MRG	WELLNESS	COUNSELOR WELLNESS GRP. 8-9:30	04-04-2016	CURRENT
MRG	VET AFFAIR	VETERAN'S RE-ENTRY PROGRAM	05-22-2015	CURRENT
COMPLETED EDUCATION COURSES				
Course Description			Completion Date	Course Hours
VETERANS - GENERAL INFORMATION			03-03-2016	1
ADVANCED NUTRITION			12-04-2015	10
VETERANS - GENERAL INFORMATION			09-28-2015	1
VETERANS-WORK/LIFE EXPERIENCES			08-26-2015	1
RPP6 - STRESS MANAGEMENT			07-30-2015	1
RPP5 - RELEASE REQ/PROCEDURES			07-30-2015	1
RPP4- INFO/COMMUNITY RESOURCE			07-30-2015	1
RPP3 - PERSONAL FINANCE			07-30-2015	1
RPP2- EMPLOYMENT			07-30-2015	1
VETERANS - GENERAL INFORMATION			04-26-2015	1
VETERANS - LIFE SKILLS			05-27-2015	1
RPP1 - AIDS/DISEASE PREVENT			05-21-2015	1
VOCATIONAL HORTICULTURE CAMP			04-30-2015	75
VT HORTICULTURE TOMATOES CAMP			12-08-2014	105
TURF SCIENCE CAMP PROGRAM			06-26-2014	105

Name: MCDONOUGH, RICHARD W

RegNo: 27368-038

VT HORTICULTURE TOMATOES CAMP	01-23-2013	105
ACE CLASS IN GEOMETRY	12-22-2012	20
STRETCH & TONE 1	12-23-2012	12
PARENTING PROGRAM	11-28-2012	19
RPP1-HLTH	09-26-2012	1
YOGA CLASS AT THE CAMP	09-23-2012	12
HIGH TEST SCORES		
Test	Subtest	Score
Inmate has no score history items in this area		

WORK DATA				
Facility	Assignment	Description	Start Date	Stop Date
MRG	DOG MAINT	DOG PROGRAM - MAINTENANCE	04-02-2016	CURRENT
WORK HISTORY				
Facility	Assignment	Work Assignment Description	Start Date	Stop Date
MRG	COMPOUND 2	COMPOUND LABOR POOL EVE SHIFT	06-14-2015	04-02-2016
FTD	D P W	DEPT PUBLIC WORKS - FT DIX	08-12-2014	05-05-2015
FTD	VACATION C	VACATION - FTD CAMP	08-07-2014	08-12-2014
FTD	D P W	DEPT PUBLIC WORKS - FT DIX	04-12-2014	08-07-2014
FTD	VACATION C	VACATION - FTD CAMP	04-10-2014	04-12-2014

DISCIPLINE HISTORY				
UDC / DHO	Hearing Date	Report No.	Prohibited Act / Description	Sanction
Inmate has no disciplinary history items in this area				

MOVEMENT DATA				
Facility	Assignment	Description	Start Date	Stop Date
MRG	A-DES	DESIGNATED, AT ASSIGNED FACIL	12-22-2015	CURRENT
MOVEMENT HISTORY				
Facility	Assignment	Start Date	Stop Date	
MRG	DESIGNATED, AT ASSIGNED FACIL	09-22-2015	12-22-2015	
MRG	*MULTIPLE TRIPS IN/OUT OF MRG	05-12-2015	09-22-2015	
FTD	DESIGNATED, AT ASSIGNED FACIL	11-07-2013	05-05-2015	
FTD	*MULTIPLE TRIPS IN/OUT OF FTD	08-12-2013	11-07-2013	

Department of Justice

Federal Bureau of Prisons

INMATE SKILLS DEVELOPMENT PLAN**PROGRESS REPORT: 05-18-2016**

CASE MANAGEMENT ASSIGNMENTS				
Facility	Assignment	Description	Start Date	Stop Date
MRG	RPP COMPLT	RELEASE PREP PGM COMPLETE	07-30-2015	CURRENT
MRG	RPP UNT C	RELEASE PREP UNIT PGM COMPLETE	07-07-2015	CURRENT
MRG	V94 COA913	V94 CURR OTHER ON/AFTER 91394	12-23-2011	CURRENT

MEDICAL DUTY STATUS ASSIGNMENTS				
Facility	Assignment	Description	Start Date	Stop Date
MRG	YES F/S	CLEARED FOR FOOD SERVICE	05-21-2015	CURRENT
MRG	REG DUTY W	REGULAR DUTY W/MED RESTRICTION	05-13-2015	CURRENT
MRG	LOWER BUNK	LOWER BUNK REQUIRED	05-13-2015	CURRENT
MRG	HGT RESTR	NO LADDERS/NO UPPER BUNK	05-13-2015	CURRENT
MRG	NO PAPER	NO PAPER MEDICAL RECORD	04-27-2015	CURRENT

Name: MCDONOUGH, RICHARD W

RegNo: 27368-038

ACADEMIC

*** Disregard Response Summary and utilize only the Progress & Goals section ***

Status	Response Summary
<input checked="" type="radio"/>	INTELLECTUAL FUNCTIONING + no intellectual deficits ① has NOT attended special education classes
<input type="radio"/>	LITERACY ① some college, with High School diploma ② Not all test results passing
<input checked="" type="radio"/>	LANGUAGE + fluent in English as primary language
<input checked="" type="radio"/>	COMPUTER SKILLS + possesses keyboarding skills + possesses word processing skills + possesses internet navigation skills
Progress and Goals	
According to the PSI of inmate McDonough, he has a high school diploma. During his incarceration, he has completed the following classes: Yoga, Parenting, Stretch and Tone 1, VT Horticulture, Turf Science, and Advanced Nutrition. He is currently participating in the Veteran's Affairs Program and also the Counselor/Wellness counseling group.	

VOCATIONAL/CAREER

*** Disregard Response Summary and utilize only the Progress & Goals section ***

Status	Response Summary
<input checked="" type="radio"/>	EMPLOYMENT HISTORY ① employed at time of arrest + consistent employment history within 5 years prior to incarceration
<input checked="" type="radio"/>	CAREER DEVELOPMENT + possesses significant expertise in field ① Business and Financial Operations - 13 ① Legal - 23 + realistic career/job goals upon release ① seeking position: Unknown + has more than two years work experience in this field + has an education degree related to this field
<input type="radio"/>	INSTITUTION WORK HISTORY ② has no consistent institution work history Eval: 12-29-2015 Satisfactory Eval: 11-16-2015 Satisfactory Eval: 10-13-2015 Satisfactory Eval: 09-21-2015 Satisfactory Eval: 08-13-2015 Satisfactory Eval: 07-22-2015 Satisfactory
<input type="radio"/>	POST INCARCERATION EMPLOYMENT ② post-incarceration employment not secured

Department of Justice

INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRESS REPORT: 05-18-2016**VOCATIONAL/CAREER *** Disregard Response Summary and utilize only the Progress & Goals section *****

	<input checked="" type="radio"/> other: He has been receiving social security and pension monies since 2011. <input type="radio"/> no release documents obtained to date
Progress and Goals	
According to his PSI, inmate McDonough has been receiving social security and pension payments since 2011. He was previously self-employed with Richard W. McDonough Associates. During his incarceration, he has been assigned to the following job sites: Dept Public Works, Compound Labor Pool, and currently the Dog Maintenance Program. He continuously receives satisfactory to good work report ratings.	

INTERPERSONAL * Disregard Response Summary and utilize only the Progress & Goals section *****





Status	Response Summary
<input checked="" type="checkbox"/>	RELATIONSHIPS <input checked="" type="checkbox"/> no adverse life experiences <input checked="" type="checkbox"/> no negative peer influences prior to incarceration
<input checked="" type="checkbox"/>	FAMILY TIES/SUPPORT SYSTEM <input checked="" type="checkbox"/> consistent social support available Spouse: Financial Spouse: Emotional Spouse: General Immediate Family: Financial Immediate Family: Emotional Immediate Family: General Relative: General Friend: General
<input type="checkbox"/>	PARENTAL RESPONSIBILITY <input type="checkbox"/> no children under the age of 21 <input type="checkbox"/> no children under the age of 21 financially responsible for <input type="checkbox"/> RRC (MINT) Placement is not applicable
<input checked="" type="checkbox"/>	COMMUNICATION <input checked="" type="checkbox"/> displays good communication skills
Progress and Goals	
Inmate McDonough maintains contact with family and friends through the telephone, electronic mail, written correspondence and visits.	

Name: MCDONOUGH, RICHARD W

RegNo: 27368-038

WELLNESS

*** Disregard Response Summary and utilize only the Progress & Goals section ***





Status	Response Summary
	HEALTH PROMO/DISEASE PREVENT <ul style="list-style-type: none"> <input type="radio"/> overweight <input type="radio"/> height 5 ft. 11 in. <input type="radio"/> weight (lbs) 190 <input type="radio"/> BMI Score 26.5 <input type="radio"/> date calculated 06-07-2012 <hr/> <ul style="list-style-type: none"> <input checked="" type="radio"/> maintains physical fitness thru regular exercise; <input type="radio"/> aerobic exercise <input type="radio"/> organized sports <hr/> <ul style="list-style-type: none"> <input checked="" type="radio"/> no evidence of behaviors associated with increased risk of infectious disease <hr/> <ul style="list-style-type: none"> <input checked="" type="radio"/> does not use tobacco (cigarettes, cigars, and/or smokeless tobacco) <hr/> <ul style="list-style-type: none"> <input type="radio"/> did not have a primary care provider or clinic (prior to incarceration) <input type="radio"/> does not have health insurance coverage upon release
	DISEASE/ILLNESS MANAGEMENT <ul style="list-style-type: none"> <input checked="" type="radio"/> complies with treatment recommendations and/or takes medications as prescribed, or none required <hr/> <ul style="list-style-type: none"> <input type="radio"/> medical Care Level II (Chronic care - stable) - See Exit Summary <input checked="" type="radio"/> no dental problems <input checked="" type="radio"/> no non-routine services/assistance devices needed
	TRANSITIONAL PLAN <ul style="list-style-type: none"> <input type="radio"/> requires medication upon release from custody - See Exit Summary <input type="radio"/> requires on-going treatment or follow-up after release from custody - See Exit Summary <input type="radio"/> TB Clearance Complete - See Exit Summary <input checked="" type="radio"/> health Services recommends for RRC placement
	GOVERNMENT ASSISTANCE <ul style="list-style-type: none"> <input type="radio"/> has not previously received Social Security assistance <input type="radio"/> inmate indicates he/she may not be eligible for Social Security assistance after release <hr/> <ul style="list-style-type: none"> <input type="radio"/> has not served in the U.S. Armed Forces, U.S. Military Reserves, AND/OR U.S. National Guard <input type="radio"/> spouse or a parent has not served in the U.S. Armed Forces, U.S. Military Reserves, AND/OR U.S. National Guard
Progress and Goals	
Inmate McDonough is classified as regular duty status with the following medical restrictions: No ladders and no upper bunk.	

Department of Justice





INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRESS REPORT: 05-18-2016**MENTAL HEALTH******* Disregard Response Summary and utilize only the Progress & Goals section *****

Status	Response Summary
	SUBSTANCE ABUSE MANAGEMENT ⊖ evidence of inappropriate use of alcohol, prescription medications and/or illegal drugs in the year prior to arrest alcohol: Daily cocaine/crack: Weekly ⊕ no history of substance abuse treatment ① not currently participating in substance abuse treatment
	MENTAL ILLNESS MANAGEMENT ⊕ no history of mental health diagnosis prior to incarceration ⊕ no mental health diagnosis during incarceration ⊕ no history of serious suicidal ideation or attempts
	TRANSITIONAL PLAN ⊕ no medication required upon release from custody ⊕ does not require on-going treatment after release from custody ⊕ psychology services recommends RRC placement
	APPROPRIATE SEXUAL BEHAVIOR ⊕ no evidence of sexually inappropriate behavior
Progress and Goals	
Inmate McDonough completed the Residential Drug Abuse Program (RDAP), group 179, in March 2016. While at this facility, he will continue to participate in RDAP follow-up services, and once he arrives at the RRC he will continue participating in RDAP transitional services.	

COGNITIVE***** Disregard Response Summary and utilize only the Progress & Goals section *****

Status	Response Summary
	GENERAL BEHAVIOR ⊕ no evidence of behavioral problems as a juvenile ⊕ no evidence of behavioral problems as an adult
	CRIMINAL HISTORY ⊕ no prior convictions AND current conviction is non-violent/non-sex offense financial offenses: Single occurrence(s)
	DOMESTIC VIOLENCE/ABUSE ⊕ no history of domestic violence or abuse
	CRIMINAL BEHAVIOR ⊕ no onset of criminal behavior before the age of 14 ⊕ no criminal versatility: Convictions in less than 3 categories ⊕ no significant history of violence: Less than 2 violent convictions

Name: MCDONOUGH, RICHARD W

RegNo: 27368-038



COGNITIVE

*** Disregard Response Summary and utilize only the Progress & Goals section ***

Progress and Goals
Inmate McDonough maintains high levels of unit sanitation, personal hygiene, and has not incurred any disciplinary infractions.


CHARACTER

*** Disregard Response Summary and utilize only the Progress & Goals section ***

Status	Response Summary
	PERSONAL CHARACTER <ul style="list-style-type: none"> + behaviors indicative of positive personal character; + active participation in social/civic (provides assistance to others) organization + evidence of spirituality <ul style="list-style-type: none"> talks to a friend or mentor about spiritual/religious issues: Sometimes active participation in a faith group: Sometimes connected to outside spiritual/religious community: Sometimes examines actions to see if they reflect values: Sometimes finds meaning in times of hardship: Always + charitable contributions + consistent financial support for dependents + fulfills financial obligations ① religious assignment: CATHOLIC <hr/> <ul style="list-style-type: none"> + no evidence easily influenced by other
	PERSONAL RESPONSIBILITY <ul style="list-style-type: none"> ① reports responsibility for current incarceration as: <ul style="list-style-type: none"> + self (sole responsibility) <hr/> <ul style="list-style-type: none"> + made efforts to make amends for their crime(s) + other: Fine
	Progress and Goals
	Inmate McDonough maintains a good rapport with institutional staff and inmate peers.

LEISURE

*** Disregard Response Summary and utilize only the Progress & Goals section ***

Status	Response Summary
	USE OF LEISURE TIME <ul style="list-style-type: none"> + activities indicative of positive use of leisure time; + participation in a faith group + family time + sports/exercise + movies/television/music + computers/video games + reading + cultural events/concerts/theater + political or government organizations

Department of Justice







INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRESS REPORT: 05-18-2016**LEISURE******* Disregard Response Summary and utilize only the Progress & Goals section *****

Progress and Goals
During his incarceration, inmate McDonough has completed the following classes: Yoga, Parenting, Stretch and Tone 1, VT Horticulture, Turf Science, and Advanced Nutrition. He is currently participating in the Veteran's Affairs Program and also the Counselor/Wellness counseling group.

DAILY LIVING***** Disregard Response Summary and utilize only the Progress & Goals section *****



Status	Response Summary
	FINANCIAL MANAGEMENT <ul style="list-style-type: none"> ⊕ knowledge in maintaining checking account ⊕ knowledge in maintaining savings account ⊕ knowledge in utilizing an ATM debit card ⊕ knowledge in obtaining loans ⊕ has an established positive credit history ⊕ lived within financial means ⊕ pays monthly bills on time
	FOOD MANAGEMENT <ul style="list-style-type: none"> ⊕ possesses grocery shopping/consumer skills ⊕ makes good nutritional choices to maintain health ⊕ possesses basic food preparation skills ⊕ knowledgeable in accessing community resources to obtain food
	PERSONAL HYGIENE/SANITATION <ul style="list-style-type: none"> ⊕ good personal hygiene and sanitation ① quarters assignment: HOUSE V/RANGE 02/BED 153U
	TRANSPORTATION <ul style="list-style-type: none"> ⊕ has valid driver's license ⊕ No outstanding motor vehicle violations <hr/> <ul style="list-style-type: none"> ⊕ owns personal vehicle with appropriate insurance ⊕ possesses public transportation skills and has access to public transportation
	IDENTIFICATION <ul style="list-style-type: none"> ⊕ has photo identification ⊕ has birth certification ⊕ has social security card
	HOUSING <ul style="list-style-type: none"> ⊕ established housing year prior to incarceration ① established housing: owned or mortgage ① established housing: lived with family ① established housing: non-publicly assisted ⊕ established housing not in a high crime neighborhood <hr/> <ul style="list-style-type: none"> ⊕ housing upon release ① supervision district is not a relocation ① anticipated housing plan approved by USPO(s) ① no concerns with anticipated housing plan

Name: MCDONOUGH, RICHARD W

RegNo: 27368-038

DAILY LIVING

*** Disregard Response Summary and utilize only the Progress & Goals section ***






	RESIDENTIAL REENTRY CENTER (RRC) PLACEMENT ① recommended or ordered for RRC placement ① date referral completed: 09-03-2015 ① recommended date: 07-12-2016 ④ RRC Placement: CPA on 07-13-2016
	FAMILY CARE ④ not responsible for obtaining child care for any dependent children upon release ④ not responsible for obtaining elder care for any dependent(s) upon release ④ not responsible for obtaining any other special services for dependents upon release
Progress and Goals	
<p>There is a birth certificate and driver's license (exp 05-25-2013) on file. Inmate McDonough is currently making \$50.00 monthly payments toward his court-ordered financial obligations. Upon release, he plans on residing with his wife, Judith McDonough in Foxboro, Massachusetts. A release was previously submitted to the USPO in the District of Massachusetts. Inmate McDonough has a confirmed/approved Residential Re-Entry Center placement at the Coolidge House in Boston, Massachusetts on 07-13-2016.</p>	






Department of Justice

INMATE SKILLS DEVELOPMENT PLAN

Federal Bureau of Prisons

PROGRESS REPORT: 05-18-2016**INMATE SKILLS STATUS**

Status	Initial Assessment 12-23-2011	Previous Assessment 04-19-2016	Current Assessment 05-18-2016
 Attention Required	15%	8.9%	8.9%
 Mitigating Issues	0%	3.3%	3.3%
 Unanswered	26.7%	8.3%	8.3%
 Satisfactory	55%	76.1%	76.1%
 Not Applicable	3.3%	3.3%	3.3%

Skill Area	Attention Required 	Mitigating Issues 	Unanswered 	Satisfactory 	Not Applicable 
Academic	0%	0%	50%	50%	0%
Vocational/Career	0%	30%	25%	45%	0%
Interpersonal	0%	0%	0%	90%	10%
Wellness	55%	0%	0%	25%	20%
Mental Health	25%	0%	0%	75%	0%
Cognitive	0%	0%	0%	100%	0%
Character	0%	0%	0%	100%	0%
Leisure	0%	0%	0%	100%	0%
Daily Living	0%	0%	0%	100%	0%



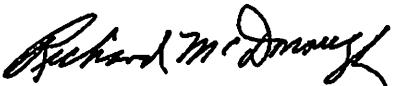
SIGNATURES

Individual	Signature	Date
Case Manager: L. LITTLE		
<input type="checkbox"/> Chairperson or <input type="checkbox"/> Unit Manager: T. TITCHENELL		
Inmate: MCDONOUGH, RICHARD W 27368-038		

Name: MCDONOUGH, RICHARD W

RegNo: 27388-038

SIGNATURES

Individual	Signature	Date
Case Manager: L. LITTLE		5-16-16
[] Chairperson or [] Unit Manager: T. TITCHENELL		5-16-16
Inmate: MCDONOUGH, RICHARD W 27388-038		5/16/16